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12 Attorneys for Ryan Hee

13 United States District Court

14 District of Nevada

15 United States of America,

16 Plaintiff,

17 v.

18 Ryan Hee,

19 Defendant.

Case No. 2:21-cr-00098-RFB-BNW

Stipulation and Agreement to Modify
Conditions of Pretrial Release and
Proposed Order

(First Request)

20 IT IS HEREBY STIPULATED AND AGREED by and between Richard A. Wright
21 and Sunethra Muralidhara, of Wright Marsh & Levy, counsel for Defendant Ryan Hee, and
22 attorneys for the Department of Justice Antitrust Division, representing the United States of
23 America, as follows:

- 24 1. On March 30, 2021, the government filed an Indictment (ECF 1) against Mr.
25 Hee and VDA OC, LLC charging both defendants with one count of
26 Conspiracy in Restraint of Trade in violation of 15 U.S.C. § 1.
2. On April 21, 2021, Mr. Hee appeared for his initial appearance on arraignment
and plea where he pleaded not guilty to Count One. A Personal Recognizance

1 bond was issued on the same day ordering certain conditions of his pretrial
2 release. (ECF 24.) Some of those conditions include:

- 3 a. That the defendant shall report to U.S. Pretrial Services for supervision
4 (ECF 24 at 4 ¶ 7);
- 5 b. That the defendant shall submit to any testing required by Pretrial
6 Services or the supervising officer to determine whether the defendant
7 is using a prohibited substance. Any testing may be used with random
8 frequency and may include urine testing, a remote alcohol testing
9 system and/or any form of prohibited substance screening or testing.
10 The defendant shall refrain from obstructing or attempting to obstruct
11 or tamper, in any fashion, with the efficiency and accuracy of any
12 prohibited substance testing or monitoring which is/are required as a
13 condition of release (ECF 24 at 4 ¶ 43);
- 14 c. That the defendant shall pay all or part of the cost of the testing
15 program based upon his/her ability to pay as Pretrial Services or the
16 supervising officer determines (ECF 24 at 4 ¶ 44).

17 After consultation with Pretrial Services, Mr. Hee's Pretrial Services Officer
18 recommends, and Defense counsel agrees, that the above-listed conditions be removed as part
19 of Mr. Hee's pretrial supervision. All other conditions of pretrial release would remain in
20 effect.

21 The government does not oppose this request for modification of pretrial release.

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25 //

1 This is the first request for modification of pretrial release.

2 Dated: February 7, 2022

Respectfully submitted,

3 By: /s/ Richard A. Wright

By: /s/ Mikal J. Condon

4 Richard A. Wright

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United States District Court

District of Nevada

United States of America,

Plaintiff,

v.

Ryan Hee,

Defendant.

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Order

Based on the pending Stipulation and Agreement, and good cause appearing, the Court hereby finds:

On April 21, 2021, Mr. Hee appeared for his initial appearance on arraignment and plea where he pleaded not guilty to Count One. A Personal Recognizance bond was issued on the same day ordering certain conditions of his pretrial release. ECF 24. Some of those conditions include, and stated in pertinent part:

- a. That the defendant shall report to U.S. Pretrial Services for supervision (ECF 24 at 4 ¶ 7);
- b. That the defendant shall submit to any testing required by Pretrial Services or the supervising officer to determine whether the defendant is using a prohibited substance. Any testing may be used with random frequency and may include urine testing, a remote alcohol testing system and/or any form of prohibited substance screening or testing. The defendant shall refrain from obstructing or attempting to obstruct or tamper, in any fashion, with the efficiency and accuracy of any prohibited substance testing or monitoring which is/are required as a condition of release (ECF 24 at 4 ¶ 43);

1 c. That the defendant shall pay all or part of the cost of the testing
2 program based upon his/her ability to pay as Pretrial Services or the
3 supervising officer determines. (ECF 24 at 4 ¶ 44.)

4 Thus, IT IS HEREBY ORDERED that the above conditions are removed as conditions of
5 pretrial release. All other conditions of pretrial supervision remain in effect.

6
7 **IT IS SO ORDERED:**

8 
9 _____
10 NANCY J. KOPPE
11 UNITED STATES MAGISTRATE JUDGE

February 8, 2022

Date